EXCISE DEPARTMENT.

SALE OF DRUG SHOPS FOR 1903-1904.

Notice No. 5807-7, dated 24th March 1903.

1. Notice is hereby given that the exclusive privilege of selling intoxicating drugs in each of the shops specified in the *schedule hereto appended, for the twelve months beginning with 1st July 1903 and ending with 30th June 1904, will be put up to public auction by the respective Deputy Commissioners or by Assistant Commissioners specially authorized by the Deputy Commissioners for the purpose, at the respective taluk head-quarters, on the dates specified in the said schedule, subject to the conditions hereinafter set forth.

2. Each bidder at the auction will deposit a sum of Rs. 5, or such other reasonable amount as may be fixed by the officer conducting the sale, previous to bidding. Each shop will be knocked down to the approved highest bidder, subject to formal confirmation by the Deputy Commissioner, who will be at liberty to accept or reject the bid at discretion without assigning reasons for the same. Such formal confirmation will, *unless revised by Government*, be tantamount to an acceptance of the bid. Parties intending to bid must attend either in person or by duly accredited agents.

3. As soon as the auction is completed, the deposits made by the unsuccessful bidders and not forfeited as hereinafter provided, will be returned to them. As the auction proceeds, the person whose bid is accepted for each shop shall at once deposit a sum equal to $\frac{5}{8}$ths of a month's rent for that shop. Should he fail to do so, the deposit made by him under para 2 will be forfeited, the shop will at once be put up again on the above conditions, and he will be debarred from bidding again for the same or for any other shop.

4. The persons to whom the shops have been knocked down, and who have made deposits as provided in paras 2 and 3, shall also, within seven days from the date of the auction, deposit such further sum as, with the first and second deposits, will make up an amount equal to two months' rent of each shop knocked down to them; and shall take out licenses and execute a counterpart engagement, in the prescribed forms, on the conditions hereinafter set forth. On the failure of any person to make the deposit or to take out license or to execute the counterpart engagement, as aforesaid, the shop will be re-sold at the risk of such person, or if the auction hereby notified has already been completed, will be otherwise disposed of at the discretion of the Deputy Commissioner. In the case of the purchaser's death after the confirmation of the sale, it will be binding on his heirs or assigns.

5. Re-sales effected under para 4 will be at the risk of the defaulting bidder, who will forfeit all gain; and in the event of a loss by re-sale, he will make good the deficiency between the total amount payable for the whole period under the terms of the original sale and the total amount payable by the successful bidder at the re-sale. In the latter case, the forfeited deposit will be deducted from the loss arising from the re-sale and the remainder, if any, will be recovered from the bidder in the same manner as if it were an arrear of land revenue. Should, however, the forfeited deposit be greater than the loss by re-sale, the whole of such deposit will be credited to Government.

6. The license to be taken out under para 4 above, shall be subject to the following conditions, namely:—

(1) The amount for which the privilege has been purchased shall be payable into the Taluk Treasury on the prescribed challan in equal monthly instalments commencing from July 1903; each instalment shall be regarded as the rent for the month in respect of which it is payable. Each month's rent shall be payable on or before the 20th of the same month on the challan prescribed for the purpose. If such amount be less than Rs. 12, it shall be paid up in not more than three instalments. The deposit of two months' rent made by the licensee, will be taken in payment of the rents due for the last two months of the period of the license. Failing payment by the 20th of the same month, the Deputy Commissioner shall at once proceed to recover the arrears together with interest at 6 per cent under the rules in force for the collection of land revenue. No remission or abatement of the rent shall, on any account whatever, be claimable by the licensee.

(2) The licensee shall purchase Ganja and Majum from any Bonded Depôt at the rates of Rs. 0-13-4, and Rs. 0-5-4, respectively, per seer of 80 tolas; and shall pay the price to the Mutsaddi in charge of the Depôt.

(3) The rates payable as above, shall be in addition to Excise duty, which shall be prepaid into the Taluk Treasury, or into any other Government Treasury with the permission of the Deputy Commissioner, at Rs. 3-6-8 per seer of Ganja and Rs. 0-11-8 per seer of Majum, (including local cess).

(4) The Ganja sold by the licensee, shall be of good quality and unadulterated, and it shall be sold by him at Rs. 5 for a seer of 80 tolas of Ganja and of Rs. 1-10-8 for a seer of Majum; and the whole stock of Ganja and Majum on hand shall be kept in the licensed shop and not elsewhere on any pretext whatever, without special permission.

*NOTE.—For Schedule, see *Mysore Gazette*, No. 18, dated 2nd April 1903.

(5) The licensee shall use such scales and weights as may from time to time be prescribed by Government, and provide himself with the printed forms of accounts and permits or passes for transport of Drugs, which forms shall be purchased from local Excise Officers.

(6) The licensee shall be bound to take over any Drugs which may remain as stock in hand belonging to the out-going licensee on the 1st July 1903 in the existing shop, paying to the latter such compensation for the same as may be fixed by the Deputy Commissioner.

7. The licensee shall be bound by the rules in force, and by such further rules as may be issued from time to time by Government.

(8) The remaining terms and conditions shall be as set forth in the prescribed license.

7. In the case of any breach of the above conditions either by the licensee, or with his connivance and privity, by any person in his employment, or in the event of the licensee neglecting to open his shop or to carry on his business with due care and attention, it shall be competent to the Deputy Commissioner to impose upon the licensee a fine not exceeding Rs.10 for every such breach or neglect, or at the option of the Deputy Commissioner to declare the money deposited with him forfeited, and to cancel the license and to re-sell or to otherwise dispose of the privilege at the risk of the licensee; and all loss thereby caused, together with the loss accruing to Government in consequence of the licensee not carrying on his business by opening his shop on 1st July 1903 shall be made good by him. When a license is cancelled, the rent for the whole period of the license shall become due at once, which shall be recovered together with all losses as if they were arrears of land revenue.

8. The penalties laid down in the last preceding clause shall not exempt the licensee or his employees from prosecution for any offence committed against the Excise laws or rules in force.

P. N. PURNAIYA, *Excise Comr. in Mysore.*

MISCELLANEOUS.

MYSORE DISTRICT.

Notification dated 26th March 1903.

1. The right to collect tolls at the toll-gates specified in Schedule A, from the 1st July 1903 to the 30th June 1904, will be sold by public auction at the places noted opposite to each by the Deputy Commissioner or any other officer deputed for the purpose, on the dates noted therein.

2. The contractors who purchase the right must collect tolls at the rates mentioned in Schedule B, both on in-coming and out-going traffic and at no higher rates.

3. The Deputy Commissioner reserves to himself the power of refusing or accepting the highest or any bid that may be offered.

4. The contract amount is payable in twelve equal monthly instalments due on or before the 10th of the following month. The contractor shall pay, as soon as the sale is over, a deposit equal to two monthly instalments for the due performance of the contract. The amount in deposit will, if the conditions of the contract are complied with, be credited towards the instalments due for the last two months of the contract.

5. If the deposit is not made immediately after the close of the sale, the contract will be re-sold at the risk of the approved bidder. If default is made in the payment of the instalments, interest at one pie per rupee per month will be levied till the date of payment, and the unexpired portion of the contract will also be liable to be sold at the discretion of the Deputy Commissioner, and the deficit will be recovered from the contractor, who shall not be entitled to the profits, if any.

6. In addition to the amount bid for, the contractors are, subject to the conditions stated in paras 4 and 5, bound to pay local cess at one anna per rupee on the contract amount paid into the treasury.

7. The contractors are also bound to keep an account showing the daily collections, and it shall be open to inspection by the taluk and district authorities.

8. They shall also be bound to keep true accounts of traffic passing through the gates as specified in para 7, for which purpose they shall bind themselves to maintain at their own cost a resident mustaddi at each toll-gate.

9. The contractors will have the use of existing toll-houses and gates and they will be required to keep them in good repair. If any toll-gates or houses are now required, they will be put up at Government expense.

10. The contractor should conform generally to the rules published in the late Chief Commissioner's Notification No. 274, dated 4th November 1876, in the matter of ghat tolls.

11. Carts laden with bone or other substance for use as manure should be treated as carts unladen and tolled on accordingly.